

CHAPTER 45C. USE OF MOTORIZED VEHICLES OR MOTORIZED BOATS

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45C.01. Purpose, Intent And Application: As authorized by Minnesota Statutes 86B.201, 86B.205, and 459.20, AND Minnesota Rules 6110.3000 – 6110.3800 as now in effect and as hereafter amended, this Ordinance is enacted for the purpose and with the intent to control and regulate the use of the waters of Silver Lake, Foster Arend Pond, Flood Control Reservoir WR-6A and Cascade Lake in Rochester, Minnesota. These bodies of water are located entirely within the boundaries of the City of Rochester. This Ordinance is intended to: A) promote the fullest use and enjoyment by the public in general in said waters; B) to insure safety for persons and property in connection with the use of said waters; C) to harmonize and integrate the varying uses of said waters; and D) to promote the general health, safety and welfare of the citizens of Rochester, Minnesota.

45C.02 Definitions: Terms used in this ordinance related to boating are defined in Minnesota Statutes 86B.005, which terms are incorporated into this Ordinance by reference as though fully set forth herein.

45C.03. Prohibitions. Subd. 1. No person shall operate or permit the operation of any motorized vehicle, motorboat or any boat powered by an internal combustion engine upon the waters of Silver Lake, Foster Arend Pond, Flood Control Reservoir WR-6A or Cascade Lake except in compliance with this chapter.

Subd. 2. No person shall swim in Silver Lake, Foster Arend Pond, Flood Control Reservoir WR-6A or Cascade Lake, except in those areas specifically designated for swimming.

Subd. 3. Any violation of this section shall be a misdemeanor.

45C.04. Exemptions. Subd. 1. Motorized vehicles or motorboats used by rescue personnel or authorized resource management personnel acting in the course of their employment shall be exempt from this chapter.

Subd. 2. The City of Rochester Common Council may issue a permit allowing the use of internal combustion engine boats at a specific location after review of a reasonable request.

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45C.05 Use Standards. Subd. 1. Notwithstanding any other provision of this chapter, the operation of motorized vehicles or motorboats powered by electric motors shall be allowed provided that:

- A. No person shall operate a motorized vehicle or motorboat in such a condition of disrepair as to create loud, unreasonable or unnecessary grating, grinding, rattling, or other noise.
- B. No person shall create any loud, unreasonable or excessive noise in connection with the unloading or unpacking of any motorized vehicle or motorboat.

(3713, 6/20/05)